

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE MADRIGAL-LOPEZ,

Defendant.

CASE NO. MJ 10-293

DETENTION ORDER

Offense charged:

Alien, previously arrested and deported from United States, found again in United States after knowingly and voluntarily re-entering, without express consent of Department of Homeland Security.

Date of Detention Hearing: July 8, 2010

The court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of any other person and the community.

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18 U.S.C. § 3142(i)

1 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

2 (1) Defendant is reportedly a citizen of Mexico.

3 (2) The United States alleges that his presence in this country is illegal. There is an

4 immigration detainer pending against him. The issue of detention in this case is

5 therefore essentially moot.

6 (3) Defendant and his counsel offered nothing in opposition to the entry of an order of

7 detention.

8 (4) Upon advice of counsel, defendant declined to be interviewed by this court's pretrial

9 services officer. There is therefore limited information available about him.

10 (5) His criminal record from Washington, Colorado, California and Arizona includes

11 convictions in for indecent exposure, unlawful sexual contact, grand theft firearm,

12 false ID to a peace officer, accessory, possession of a narcotic controlled substance,

13 and possession of drug paraphernalia.

14 It is therefore ORDERED:

15 (1) Defendant shall be detained pending trial and committed to the custody of the

16 Attorney General for confinement in a corrections facility separate, to the extent

17 practicable, from persons awaiting or serving sentences or being held in custody

18 pending appeal;

19 (2) Defendant shall be afforded reasonable opportunity for private consultation with

20 counsel;

21 (3) On order of a court of the United States or on request of an attorney for the

22 Government, the person in charge of the corrections facility in which defendant is

23 confined shall deliver the defendant to a United States Marshal for the purpose of an

24 appearance in connection with a court proceeding; and

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26 18 U.S.C. § 3142(i)

(4) The clerk shall direct copies of this order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 8th day of July, 2010.

John Weinberg

John L. Weinberg
United States Magistrate Judge

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18 U.S.C. § 3142(i)